IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.5544 OF 2005

Shri. Pandharinath Sukhdev Bhagade ...Applicant
Vs.
The State of Maharashtra ...Respondent

Ms Pranali Kakade i/by Rajeev M. Sawant for the Applicant.
Mr. K.V. Saste, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : SEPTEMBER 02, 2005.

P.C.:

1. Heard the advocate appearing for the Applicant and the learned A.P.P. for the State. Earlier Application made by the Applicant for grant of bail has been rejected by this Court. The ground on which this second Application is made for bail is that the complainant is not appearing before the concerned Sessions Court and as a result of his non-appearance, the trial is delayed.

2. The earlier Bail Application filed by the Applicant was rejected by this Court on 15th July, 2005. The fact that the complainant has not appeared thereafter before the Sessions Court cannot be treated as a change of circumstance. If the complainant is remaining absent, it is obvious that concerned Sessions Court will pass appropriate order in that behalf. No case is made out for grant of bail. Application is rejected. The Trial Court will decide the case expeditiously.

JUDGE